

APPENDIX H-2

14-1-20

IN THE COURT OF COMMON PLEAS
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
CRIMINAL TRIAL DIVISION

IN RE: : MISC. NO. 01-00-8944
: :
COUNTY INVESTIGATING : :
GRAND JURY XIX : C-1

October 31, 2003

Room 18013, One Parkway
Philadelphia, Pennsylvania

TRANSCRIPT TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA
(Taken on June 27, 2003)

APPEARANCES:

CHARLES F. GALLAGHER, ESQUIRE
Deputy District Attorney

WILLIAM SPADE, ESQUIRE
~~Assistant District Attorney~~

MAUREEN McCARTNEY, ESQUIRE
Assistant District Attorney

For the Commonwealth

Reported by: Charles Holmberg
Official Court Reporter

VOLUME IV

- COLLOQUY -

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MR. GALLAGHER: [REDACTED] nt

[REDACTED]

[REDACTED]

A GRAND JUROR: [REDACTED]

[REDACTED]

MR. SPADE: [REDACTED]

[REDACTED]

MR. GALLAGHER: [REDACTED]

[REDACTED]

[REDACTED].

[REDACTED]

[REDACTED]

[REDACTED]

MR. GALLAGHER: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

MS. MCCARTNEY: [REDACTED]

[REDACTED]

MR. SPADE: [REDACTED]

[REDACTED]

- COLLOQUY -

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[REDACTED]

MS. MCCARTNEY: B [REDACTED]

[REDACTED]

MR. GALLAGHER: [REDACTED]

[REDACTED]

MR. SPADE: [REDACTED]

[REDACTED]

MR. GALLAGHER: [REDACTED]

[REDACTED]

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 (The testimony of ANTHONY JOSEPH

3 CARDINAL BEVILACQUA, taken on June 27, 2003, was

4 read to the grand jury. The questions were read by

5 Mr. Gallagher, and the answers were read by Mr.

6 Spade as follows:)

7 ---

8 (BY MR. GALLAGHER:)

9 "Q. Yesterday we finished off with the discussion in
10 the last several minutes talking about the Archdiocese of
11 Philadelphia policy on clergy sexual abuse, which had been
12 previously marked as grand jury nine five four, and I'd
13 like to hand that to the Cardinal, and the stenographer
14 has a copy."

15 (BY MR. GALLAGHER:)

16 "Q. Cardinal, nine five four is the policy as I
17 indicated, and that was printed out again this morning by
18 me on the website of the Archdiocese over the internet.

19 "Could you please take a minute and review that and
20 see if that's consistent with what you promulgated
21 previously.

22 "A. You want me to read the whole thing?

23 "Q. No. Just skim it to see if you recognize it.

24 "Let me ask you a preliminary question. Are you
25 familiar with the Archdiocese's website?

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2 "A. Yes.

3 "Q. Okay. Do you have approval or disapproval as to
4 what is put on the website?

5 "A. I have approval.

6 "Q. Okay. So this was on the Archdiocese's website.

7 "What I wanted to know is: Is it a correct copy?

8 "A. It seems to be, yes.

9 "Q. Okay. And this is the policy that was promulgated
10 in 1993; is that correct?

11 "A. I think that was the year.

12 "Q. Okay. And this is the one that we discussed
13 yesterday that was originally drafted by Monsignor Lynn
14 and then approved by you?

15 "A. Yes.

16 "Q. Okay. I just wanted to make sure of that.

17 "And this is the one that we discussed yesterday as
18 to what the policy has been --

19 "A. Correct.

20 "Q. -- for the time period since it was promulgated in
21 written form, but basically it summarized what the
22 policy's been since you've been the Archbishop?

23 "A. Pretty much, yes.

24 "Q. Archbishop of Philadelphia; is that correct?

25 "A. That's correct. Yes.

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2 "Q. So if you could just put that aside for a minute,
3 I want to ask you a couple questions.

4 "The internet, do you yourself make any use of the
5 internet to do research or reading or keeping up with
6 current events?

7 "A. The general internet, yes, I do.

8 "Q. And what websites do you go to?

9 "A. Well, I do shopping on it, and I also, if I need
10 information about government, or I generally find it on --
11 I use the internet.

12 "Q. Okay.

13 "A. I'm not saying extensively.

14 "Q. And how about your staff? Monsignor Cistone and
15 Monsignor Lynn, do they make reference to the internet, do
16 you know, in their work?

17 "A. I do not know whether they do or not.

18 "Q. Okay. Now, yesterday, we also discussed the
19 reporting of credible allegations to the law enforcement
20 and the police department, and you indicated that it was
21 done when it was required; is that correct?

22 "A. Yes.

23 "Q. Okay. And you determined when it was required by
24 conferring with your attorneys; is that correct?

25 "A. Generally, yes.

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2 "Q. Okay. Without telling us specifically what your
3 attorneys told you, what attorneys did you confer with in
4 this regard as to when a case should or should not be
5 reported to law enforcement?

6 "A. It would be through Monsignor Lynn. He would
7 always discuss a case with the lawyers.

8 "Q. Okay. What lawyers?

9 "A. Stradley, Ronon.

10 "Q. Stradley, Ronon, Stevens and Young?

11 "A. Yes.

12 "Q. Do you know specifically the names of the lawyers
13 that he conferred with or you conferred with in this
14 regard, and that is reporting to the law enforcement?

15 "A. At one time, I just remember two names before."

16 MR. SPADE: [REDACTED]

17 [REDACTED]

18 (THE WITNESS:) "Herb Keene. He died.

19 And then the other name would frequently be Clark
20 Hodgson."

21 (BY MR. GALLAGHER:)

22 "Q. The lawyer that's with you today; is that correct?

23 "A. That's correct."

24 MR. SPADE: [REDACTED]

25 [REDACTED]

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2 (THE WITNESS:) "Oh, excuse me. There

3 was another one, Jack O'Dea."

4 (BY MR. GALLAGHER:)

5 "Q. And how about the chairman of the firm, William
6 Sasso? Did you ever confer with him on this particular
7 issue, that is, reporting this to law enforcement?

8 "A. I did not.

9 "Q. Okay. Do you know if Monsignor Lynn or --

10 "A. I do not.

11 "Q. -- Monsignor Cistone have done that?

12 "A. With him I do not know.

13 "Q. Okay. Now, the nine fifty-four, when that was
14 drafted by Monsignor Lynn and then approved by you, did
15 you confer with the attorneys from Stradley, Ronon about
16 this policy?"

17 MR. SPADE: [REDACTED]

18 [REDACTED]
19 (THE WITNESS:) "I want to discuss this
20 at recess with my lawyer."

21 (MR. GALLAGHER:) "Okay."

22 (BY MR. GALLAGHER:):

23 "Q. Now, let's go back to the time period 1983 to 1987
24 when you were the Bishop of Pittsburgh. As the Bishop of
25 Pittsburgh, did you attend the annual meetings of the

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2 United States Conference of Catholic Bishops?

3 "A. I did.

4 "Q. Okay. Was it called USCCB then or was it NCCB?

5 "A. NCCB.

6 "Q. Okay. And specifically in 1995 -- strike that.

7 "1985, did you attend that meeting?

8 "A. I attended all the meetings.

9 "Q. So you attended all the meetings.

10 "Did you ever meet with Reverend Thomas Doyle, the

11 former canon lawyer -- strike that -- the canon lawyer

12 assigned as the former canon counsel to the Vatican's

13 Embassy Nuncio about the sexual abuse of minors by

14 priests?

15 "A. I knew him when he was a nunciature. I knew he

16 was interested in this issue. I don't recall meeting with

17 him on this issue, though. I recall him talking to me,

18 and I think it was by phone.

19 "Q. And do you remember what you discussed in that

20 phone call?

21 "A. He was trying to -- he had a rather extensive

22 policy, program, and it -- I don't remember all the

23 details in it, but he wanted -- his aim was to get the

24 bishops to agree to that program of his on dealing with

25 this issue and -- but I do not recall what response I gave

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2 to him.

3 "It was just a discussion.

4 "Q. Okay. Did you receive a copy of the Peterson
5 Doyle Mouton Manual distributed to the bishops at the NCCB
6 meeting in June of 1985?

7 "A. I remember having a copy of that, I guess with
8 everybody else, yes.

9 "Q. Okay. I'd like to hand you at this point what's
10 previously been marked as grand jury exhibit forty-two and
11 also hand you at this time what we'll mark as grand jury
12 number nine fifty-five."

13 (BY MR. GALLAGHER:)

14 "Q. Okay. Grand jury forty-two is the full report,
15 and nine fifty-five is the summary of the report."

16 (MR. GALLAGHER:) "May the record
17 reflect that the Cardinal is looking at nine
18 ~~fifty-five and counsel is looking at forty-two."~~

19 (BY MR. GALLAGHER:)

20 "Q. Now, Cardinal, before I direct your attention to
21 anything in there, I'd like to ask you a few preliminary
22 questions.

23 "Did you read this report?

24 "A. I do not remember reading it.

25 "Q. You do not remember reading it?

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2 "A. No.

3 "Q. Why didn't you -- well, in other words, you could
4 have read it. You just don't remember?

5 "A. I don't remember reading it.

6 "Q. Okay. Do you remember what it told you about
7 pedophilia?

8 "A. In this report?

9 "Q. Yes.

10 "A. No.

11 "Q. You don't remember that?

12 "A. No.

13 "Q. What do you know about pedophilia?

14 "A. That pedophilia is an illness that shows a
15 fixation, a sexual fixation, on children from birth to
16 about the age of twelve or thirteen.17 "Q. And, Cardinal, I'd like you to refer to nine
18 ~~fifty-five, please, and I'd like you to refer to the~~
19 eighth page of that document, which is indicated on I
20 think the fourth page, or the fourth page is the executive
21 summary.22 "I'd like you to go to the eighth page, but the top
23 of the page has the number two on it."24 MR. SPADE: 25 

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2 Then there's some talk about which
3 page, then down to line twenty-two.

4 MR. GALLAGHER: Right.

5 (BY MR. GALLAGHER:)

6 "Q. I'm sorry, Cardinal. Once again, could you say
7 what your understanding of pedophilia is.

8 "A. That it's a sexual fixation for having sex with a
9 child from birth until puberty, which generally is the --
10 about the age of thirteen.

11 "Q. Okay. And are you familiar with the Diagnostic
12 and Statistical Manual for the American Psychological
13 Association?

14 "A. I am not familiar with it personally.

15 "Q. It's called DSM, and it describes various mental
16 disorders.

17 "Does that refresh your recollection as to any
18 knowledge of that?

19 "A. No.

20 "Q. You have no knowledge of that at all?

21 "A. Of the manual?

22 "Q. Yes.

23 "A. I've never looked at it.

24 "Q. Okay. Pedophilia, as far as your knowledge of
25 pedoph^hilia, do you know if that's a lifelong disease or

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2 it's curable?

3 "A. From what I have read in various articles, it is
4 my understanding that it is now would be agreed that it is
5 not curable.

6 "Q. Okay. Was that the knowledge of the psychological
7 field and the general community in 1985?

8 "A. I think there was some felt it could be cured.

9 "Q. Okay.

10 "A. This is just my opinion of what I've read, that
11 there was some who indicated that.

12 "Q. Now, I'd like you to look at nine fifty-five.

13 "Do you agree that the page that has now been
14 marked four indicates that it's an executive summary? Is
15 that correct?

16 "A. Yes, this is.

17 "Q. The numbers I just put on there.

18 "You got the right document?

19 "A. Page four?

20 "Q. Correct.

21 "A. Yes.

22 "Q. It says: 'Executive Summary'?

23 "A. That is correct.

24 "Q. And that's signed by Michael R. Peterson, M.D.,
25 president of Saint Luke Institute?

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2 "A. Right.

3 "Q. Did you know Father Peterson?

4 "A. I didn't know him personally, but I knew of him.

5 "Q. Okay. Did you ever attend any lectures or
6 workshops or speeches that he may have given?

7 "A. I don't know if he gave one to the conference.
8 I'm not sure.

9 "He may have.

10 "Q. How about Father Doyle? Did he give one to the
11 conference?

12 "A. No, not that I -- not that I recall.

13 "Q. Okay. If you could turn now to page five, that
14 indicates also at the top 'Executive Summary'; is that
15 correct?

16 "A. Correct.

17 "Q. And then page six, the second paragraph,

18 'Aftercare Planning.'

19 "Do you see that paragraph, Cardinal?

20 "A. I do.

21 "Q. "Reads, and correct me if I'm wrong: 'In this
22 section of the document, I list six possible areas of
23 discussion for Aftercare Planning, which is one of the
24 most important aspects of any treatment program. The
25 psychiatric disease is a lifelong disease and the

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2 treatment of it in the cleric, though there is new hope in
3 some treatment modalities, must also be a lifelong
4 treatment plan. It is here that much discussion will be
5 generated and where you can be most helpful to us at the
6 Saint Luke Institute and perhaps at the other programs
7 where you have clerics now in treatment.'

8 "Do you recall learning that information from what
9 Dr. Peterson presented at the meeting in 1985?

10 "A. You say --

11 "Q. And specifically what it is that I'm asking you
12 is: Did you realize that pedophilia required lifelong
13 treatment?

14 "A. Now I think it's general agreement that it's
15 incurable; therefore, there has to be some kind of care
16 given.

17 "Q. Okay.

18 "A. I mean, I'm not a doctor, so . . .

19 "Q. Right.

20 "A. And I -- you know, you'd have -- I'd have to
21 understand what it -- what does it mean, lifelong
22 treatment. It's just you have to deal with this person at
23 all times.

24 "Q. Well, I think lifelong treatment means treatment
25 for the rest of their lives from the point it was

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2 discovered that they were pedophiles.

3 "Do you agree with that?

4 "A. But I . . ."

5 MR. SPADE: [REDACTED]

6 [REDACTED]
7 [REDACTED]
8 [REDACTED]
9 [REDACTED]
10 [REDACTED]

11 MR. GALLAGHER: [REDACTED]

12 [REDACTED]

13 (BY MR. GALLAGHER:)

14 "Q. Cardinal, I'd like to direct your attention to
15 page eight of nine five five, and in the middle of that
16 page, the second paragraph, commences: 'In the Diagnostic
17 and Statistical Manual of Mental Disorders, Third Edition,
18 which is accepted in the United States as the master
19 manual or dictionary for mental disorders defines
20 pedophilia as follows:

21 "A. The act or fantasy of engaging in sexual
22 activity with prepubertal children as a repeatedly
23 preferred or of exclusive method of achieving sexual
24 excitement.

25 "B. If the individual is an adult, the

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2 prepubertal children are at least ten years younger than
3 the individual. If the individual is a late adolescent,
4 no precise age difference is required, and clinical
5 judgment must take into account the age difference as well
6 as the sexual maturity of the child."

7 "And the next sentence reads in Dr. Peterson's
8 text: 'Adults with the disorder are oriented toward
9 children of the other sex twice as often as toward
10 children of the same sex.'

11 "Is that what it says there, Cardinal?

12 "A. Yes.

13 "Q. Okay.

14 "A. Yes.

15 "Q. Does that refresh your recollection as to your
16 knowledge of what pedophilia is?

17 "A. It just adds a little nuance to it. I defined it
18 ~~before as obsession with a child under the age of puberty.~~

19 "Q. Okay.

20 "A. But nuance as far as generally the age difference
21 between the two.

22 "Q. Okay. So that's consistent with your knowledge of
23 what pedophilia is; is that correct?

24 "A. That's right.

25 "Q. I'm going to ask you again, and I want to be clear

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2 on this. You don't recall ever reading this report; is
3 that correct?

4 "A. The more I read this, the more it seems that I did
5 not read it. I don't recall it at all.

6 "Q. Why is it the more that you read it now, that you
7 feel that you haven't read it?

8 "A. I guess -- I guess it's some of the terminology
9 and all seems new to me. Like this one here, those
10 nuances, but I won't be absolute about that. I don't
11 recall. I'll still say basically I do not recall reading
12 it.

13 "Q. Okay. Now, you say that the terminology is new to
14 you, but you, basically before you even read that,
15 defined -- excuse me -- you basically defined it the same
16 way it's here in this document?

17 "A. Yes, but I add the nuancing I did not realize.

18 "Q. Okay.

19 "A. The age, that it should be ten years' difference,
20 generally, I did not realize that.

21 "Q. Okay. Did you recall that report being
22 distributed at the 1985 meeting?

23 "A. No, I do not recall that.

24 "Q. Were you present at the 1985 June meeting at Saint
25 John's Abbey in Collegeville, Minnesota, when the bishops

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2 were briefed on the contents of this report, Peterson

3 Mouton Doyle report?

4 "A. I know at that time I attended all the meetings of
5 the bishops; therefore, I presume I was there.6 "Q. Okay. And if the record indicates that this was
7 discussed, this report was discussed, and you attended all
8 the sessions, then the assumption you are making today is
9 that you were present when this report was discussed?

10 "A. That's an assumption, yes.

11 "Q. Did you discuss this report with the other
12 bishops?

13 "A. I don't recall.

14 "Q. Do you recall whether the report was well received
15 by the bishops?16 "A. No, I can't recall that. I don't recall any
17 discussion with the bishops.18 "Q. ~~Was there a consensus by the bishops to follow the~~
19 ~~recommendations in the report and implement action to~~
20 ~~eliminate pedophiles from the clergy?~~21 "A. As a result -- excuse me. As a result of this
22 report being given?

23 "Q. Correct.

24 "A. I do not recall any decision being made. I don't
25 recall it.

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2 "Q. Did you direct anyone on your staff to obtain a
3 copy of the report, that's your staff in Pittsburgh, and
4 provide you with a summary of it?

5 "A. Not that I recall.

6 "Q. Now, when you returned to Pittsburgh and the
7 diocese there, did you direct anyone to review the report
8 and implement and put it into action, or did you direct
9 them to do anything based on your attendance at the
10 meeting where the report was discussed?

11 "A. Did I -- it sounded like two questions there.

12 "Did I direct someone to review this report?

13 "Q. Yes.

14 "A. I do not recall that.

15 "Q. Did you ask -- you did attend the meeting where
16 the report was discussed?

17 "A. Yes.

18 ~~"Q. Okay. When you got back to Pittsburgh, did you~~
19 ~~direct anyone to implement what you learned at that~~
20 ~~meeting?~~

21 "A. (No response.)

22 "Q. When the report was discussed?

23 "A. I cannot recall directing someone to implement
24 this report. I have a vague recollection we had to come
25 up with some kind of policy on this issue, but I don't

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 recall a direct, you know, mandate to implement this; or
3 as a result of my meeting, going there, I may have said we
4 have to examine this issue more carefully, but I do not
5 recall the specifics of that.

6 "Q. Did you attend any follow-up meetings of the NCCB,
7 any subcommittees concerning this issue?

8 "A. Not subcommittees, because it's restricted to the
9 members of those subcommittees.

10 "Q. Any ad-hoc committee on this issue, did you attend
11 any meetings of those?

12 "A. No.

13 "Q. Okay. And the issue I'm talking about is the
14 issue that we're --

15 "A. Right.

16 "Q. -- investigating.

17 "Do you know Cardinal Bernard Law?

18 "A. Yes.

19 "Q. Okay. He's the former Archbishop of Boston; is
20 that correct?

21 "A. That is correct.

22 "Q. Okay. Do you recall whether or not he was put in
23 charge of an ad-hoc committee to review the Mouton
24 Peterson Doyle report and implement its recommendations?

25 "A. I do not recall that at all.

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2 "Q. Cardinal, I'd like you to . . ."

3 MR. GALLAGHER: We marked exhibit nine
4 fifty-six.

5 (BY MR. GALLAGHER:)

6 "Q. Cardinal, nine five six is titled:

7 "'It's Your Call with Lynn Doyle on CN8TV

8 "'Questions for the Cardinal

9 "'Interview of Anthony Cardinal Bevilacqua

10 "'Taped on June 24, 2002

11 "'Broadcast on June 25, 2002.'

12 "Cardinal, do you recall appearing a year and three
13 days ago before the TV audience at this TV show with Lynn
14 Doyle?

15 "A. I do recall that.

16 "Q. Okay. And this is a transcript of that broadcast.

17 "I'd like to refer you to page two, and at the

18 bottom of that there's a question and answer. 'LD' means

19 Lynn Doyle. 'CB' means Cardinal Bevilacqua.

20 "Would you please take a minute and read the answer

21 that you gave to Lynn Doyle as a result of her question:

22 'Are you talking about a matter of semantics here? It's

23 still a child, whether it be five or fifteen?'

24 "And your answer?

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[REDACTED]

(BY MR. GALLAGHER:)

"Q. And there's another question and answer on the next page, but for the edification of the jurors, Cardinal, may I indulge you and ask you to read what your answer was at the bottom of page two.

"A. Read the whole thing?

"Q. Yes, please."

MR. SPADE: And then the lawyer says:

"The question as well?"

MR. SPADE: Wait a minute. Hold on.

(THE WITNESS:) "Do they have to know the question to what I'm answering?"

(MR. GALLAGHER:) "Yes, please."

(BY MR. GALLAGHER:)

"Q. As I said it a minute ago, but I'd like you to read both the question and the answer so that they

understand the context in which you gave this answer.

"Please read the question: 'LD.'

"A. 'Are you talking about a matter of semantics here? It's still as a child, whether it be five or fifteen.'

"That's in response to a previous statement.

"My answer is: 'I know, but there's a horror, and I say, even doctors say, there's a greater horror when

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2 it's a seven, eight, nine year old child. They're all
3 horrible. I tried to explain that. They're all horrible.
4 Even one act. But given the impression that, that the
5 priests were predators, eight, nine year olds, ten year
6 olds, that takes on a more horrific impression on people.
7 The others are horrible too. But some terrible things are
8 more terrible than others. But also the impression that
9 was given by the media at times was that the bishops never
10 did anything about this. You know, we started when it was
11 first highlighted in 1985. The bishops began to address
12 this with workshops. We had many experts speak to us at
13 our conferences. We started a committee on -- the ad-hoc
14 committee on sexual abuse of minors. They provided us
15 with all kinds of material. Three major volumes on how
16 to -- how to deal with this and what to do in your own
17 diocese. Plus many of the bishops did do it. I don't
18 know those who did not, but there must be some perhaps
19 that did not implement them. But a lot of reform did take
20 place. Another impression that was created, and this is
21 by some analysts of the media, show that it gave the
22 impression that time, by the words that were used, that
23 the sexual abuse of minors to a larger extent was still
24 going on and that is not completely true. It's -- the
25 majority of cases took place ten, fifteen, twenty, thirty

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2 years ago. But in most dioceses in the last ten-twelve
3 years, there are,' I guess it means, 'there are extremely
4 few cases of it.'

5 "Continue with the next?"

6 "Q. The next question and answer, please.

7 "A. 'LD: And that's because, in your opinion, of the
8 reform that started as far back as 1985?'

9 "My answer: 'Most of the bishops, I think,
10 cooperated with that. You asked about, you know, sometime
11 question. The media may have overstepped the boundaries
12 and I think in given that, giving that perception I think
13 was misleading, though I again condemn even one act of
14 it.'

15 "Q. Okay. Now, the long answer that you gave on page
16 two, Cardinal, does that refresh your recollection as to
17 whether or not you read the work of Doyle, Mouton and
18 Peterson?"

19 "A. It does not. I still do not recall reading it.

20 "Q. Okay. Now, in the middle of that answer, you
21 indicated that the conference in 1985 provided and a
22 subsequent committee provided all kinds of material, and
23 you indicate there specifically three major volumes on how
24 to deal with this and what to do in your own diocese.

25 "Does that refresh your recollection? Are you

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 talking about, when you gave this answer last year to Lynn
3 Doyle, the Doyle Mouton Peterson report?

4 "A. No.

5 "Q. Is that the very three volumes you're talking
6 about?

7 "A. No.

8 "Q. What three volumes are you talking about?

9 "A. The ad-hoc committee has provided binders and they
10 were over a period of time given to the bishops, and in
11 which they, in those volumes, it gives material on how to
12 deal with those situations.

13 "It gives examples of some of the other dioceses,
14 what they're doing, and it gives information, gives
15 definitions such as were given in the Doyle thing, but it
16 gives definitions by doctors of what pedophilia is, what
17 ephebophilia is, and it kind of defines a glossary of
18 terms in this area.

19 "Q. Do you still have those three volumes?

20 "A. I have two of them.

21 "Q. Okay. Would you be able to have your attorneys
22 make copies and provide them to this grand jury?

23 "A. Yes."

24 MR. SPADE: [REDACTED]
25 [REDACTED]

TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

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[REDACTED]

MR. GALLAGHER: And then I said: "You want to discuss this outside now?"

(MR. HODGSON:) "No. We can at the end of the day."

MR. GALLAGHER: [REDACTED]

[REDACTED]

(A recess was held.)

BY MR. GALLAGHER: [REDACTED] ne

[REDACTED]

Line fifteen on page twenty-seven.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 (The testimony of ANTHONY JOSEPH
3 CARDINAL BEVILACQUA, taken on June 27, 2003, was
4 read to the grand jury. The questions were read by
5 Mr. Gallagher, and the answers were read by Ms.
6 McCartney as follows:)

7 ---

8 (BY MR. GALLAGHER:)

9 "Q. You indicate also in this answer, again I direct
10 you to it, Cardinal, that when you talk about how to deal
11 with it in a diocese and what to do in your own diocese,
12 plus many of the bishops did do it, as a Bishop of
13 Pittsburgh, did you do it?

14 "Did you implement the procedures that were
15 recommended by the ad-hoc committee on sexual abuse of
16 minors?

17 "A. My recollection was that I initiated a program of
18 establishing a policy on how to deal with these issues. I
19 don't recall specifically when I did it. It probably was
20 right after this.

21 "This is when it came to the forefront, and it was
22 then we put some kind of a policy together, and I can't
23 recall all the specifics of it.

24 "Q. Did you have a written policy in Pittsburgh --

25 "A. I don't recall that.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "Q. -- as a result of this?

3 "A. I don't recall it being a public written policy,
4 and I don't know whether there's actually you know -- I
5 just don't recall.

6 "Q. Do you know if this ad-hoc committee was still in
7 existence and giving the bishops information through 1987
8 and 1988?

9 "A. Yes.

10 "I mean, it's still in existence.

11 "Q. When you became the Archbishop of Philadelphia in
12 1988, did you review the policy that was in existence in
13 Philadelphia and determine whether or not Cardinal Krol
14 was one of the bishops that followed the recommendations
15 of the ad-hoc committee, or what did you do when you took
16 over in 1988?

17 "A. Well, what we did was shortly after that, I don't
18 ~~know when, we reviewed a policy, and I did not compare it~~
19 with the previous policy of Cardinal Krol. We just began
20 to implement more and more policies suggested by the
21 conference.

22 "Q. Okay. I think you already answered this, but it's
23 already been indicated and we have it as a document. The
24 policy in Philadelphia was not put in writing until 1993;
25 is that correct?

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "A. That is correct.

3 "Q. But did you implement what was said by the ad-hoc
4 committee prior to that?

5 "A. The policy of 1993 was pretty much the unwritten
6 policy before. In other words, it was -- as much as we
7 could. I don't remember all the details, but it was
8 pretty much what became the written policy.

9 "Q. Do you know if the ad-hoc committee and the three
10 volumes that were given, did they look at the Mouton
11 Peterson Doyle report and use it as a resource in
12 developing the policy?

13 "A. Not that I know of. I don't recall that.

14 "Q. Cardinal, I want to talk about the term that has
15 been used quite often in many of the books written about
16 this crisis.

17 "First of all, let me ask you. Do you consider
18 ~~what's going on in the Catholic Church today a crisis, of~~
19 ~~crisis proportions, and that is dealing with this issue of~~
20 ~~clergy abuse of minors?~~

21 "A. It has -- yes, it is a crisis.

22 "Q. And why do you believe that that's correct
23 terminology for what this is?

24 "A. Because of the consequences of the issue that it
25 has affected the -- I'll say to a significant extent the

TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

1
2 credibility of the Church. I'd have to say it is one of
3 the most significant crises of the church in the United
4 States.

5 "Q. How about the history of the Church worldwide?

6 "Do you consider it one the greatest crises ever
7 faced by the Catholic Church?

8 "A. In history?

9 "Q. Yes.

10 "A. It's hard to tell that. There have been I think
11 more severe crises in the history of the Church than this
12 one.

13 "This is a very severe one, and right now, it's --
14 it is a severe crisis in the United States. I would not
15 say that it would be one of the more severe ones for the
16 whole Church in its whole history.

17 "Q. So you agree with me that it would be apt for me
18 to describe this as a crisis when I ask you questions; is
19 that correct?

20 "A. In the United States, yes.

21 "Q. Well, there's been, I think, eight bishops who
22 have resigned as a result of this crisis in the United
23 States.

24 "Is that consistent with your knowledge?

25 "A. I don't remember all the -- if it's that many,

TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

1
2 but --

3 "Q. But there have been some that have been?

4 "A. There have been, yes.

5 "Q. Is it less than that or more than that?

6 "A. I'd say offhand, I just recall immediately -- I
7 can -- I can just recall three.

8 "So I don't know. Maybe the others are -- I don't
9 know who they are, whom you're referring to.

10 "Q. Okay. Well, there's a recent report. I don't
11 have it at my hand now, but I can get it for you, from the
12 Boston Globe, that indicated that it was eight bishops,
13 maybe even nine now, that have resigned as a result of
14 this crisis, but you indicated that you don't read the
15 Boston Globe; is that correct?

16 "A. I do not, no.

17 "Q. How about on the internet?

18 "A. No.

19 "Q. Have you ever read their website about the crisis
20 that's going on in Boston?

21 "A. No.

22 "Q. Do you know of anyone in your chain of command,
23 Monsignor Cistone or Monsignor Lynn, that have read that
24 website and reported to you about it?

25 "A. No. They never did.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "Q. Okay. Let's go back to what some writers and
3 researchers and historians have contended concerning this
4 crisis. They indicated that there's a phenomenon of
5 clericalism within the Catholic Church.

6 "Have you ever heard that term, and do you know
7 what it means?

8 "A. Yes.

9 "Q. Would you please explain to the grand jurors what
10 clericalism is?

11 "A. It's a very -- it's a term that's hard to define.

12 "Clericalism is an approach in which clerics think
13 they are a very elitist group and that they have to be
14 given special privileges and authority beyond what is
15 legitimate for them.

16 "It's a concentration as though they were the whole
17 Church, and that's the general description. It's an
18 overexaggeration, an overexaggeration of the role of
19 clerics in the Church.

20 "Q. Do you yourself believe that there is an
21 overexaggeration of clerics in the Church?

22 "A. No.

23 "Q. And why don't you believe that?

24 "A. Just from my experience. I find most priests and
25 most bishops are -- do not exaggerate their importance. I

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 think they respect, you know, that, their proper role in
3 the Church.

4 "Q. Some commentators, writers, researchers,
5 historians understand clericalism to mean that there
6 exists a deep distinction between the clergy and the
7 laity.

8 "Do you agree with that?

9 "A. It's a -- as a definition, as part of a
10 definition, that's a nuance of what I said, an
11 overexaggeration of the role of the clerics and where they
12 think that they are the whole Church, and they're not.

13 "Q. The same historians, writers and researchers have
14 also indicated as another nuance of that that many members
15 of the Catholic Church believe that the clergy and the
16 priests are somewhat different, apart and above the laity,
17 and hence, this belief keeps the clergy aloof from the

18 consequence of their destructive actions on victims and
19 others.

20 "Do you agree with that conclusion?

21 "A. No.

22 "Q. Why not?

23 "A. Because I think it's an exaggeration. I don't
24 believe most priests feel that. I do not think -- but at
25 the end, what you said, I don't think most priests do

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 that.

3 "Q. Okay. Do you believe that most of the laity feel
4 that way?

5 "A. No.

6 "Q. And why don't you believe that?

7 "A. Just from my discussions with the laity.

8 "Q. Well, do you believe that clericalism is a
9 perception or it's a reality in the Catholic Church?

10 "A. I have to ask -- make a distinction there, if you
11 don't mind.

12 "It can exist amongst some clerics, not -- you can
13 make a universal out of it. I would say most clerics
14 would not be identified as afflicted with clericalism.
15 This is from my own experience.

16 "Q. Now, these experts, and many of them, and the
17 researchers, who have researched the problem of sexual
18 abuse of minors by clergy, this crisis of the Catholic
19 Church, many of them feel, and agree on this, that the
20 bishops missed the prospect to correct decades of
21 mishandling this crisis by not accepting the
22 recommendations in the Doyle Mouton Peterson report.

23 "Do you agree with this conclusion?

24 "A. May I discuss this with my lawyer.

25 "Q. Certainly."

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 MR. GALLAGHER: [REDACTED] then

3 [REDACTED].

4 (THE WITNESS:) "You're using an
5 expression 'experts,' and you're referring --
6 mentioned that it was because we did not follow the
7 Mouton Doyle Peterson report, but I don't know who
8 these experts are."

9 (MR. GALLAGHER:) "Okay."

10 (THE WITNESS:) "Do you know who they
11 are?"

12 (MR. GALLAGHER:) "Yes, I do."

13 (BY MR. GALLAGHER:):

14 "Q. Okay. They're the people that I referred to
15 yesterday as far as that have written the books about this
16 crisis. That is, Philip Jenkins, the writer for the
17 Boston Globe.

18 "Jason Berry wrote the -- you're aware of the case
19 in Louisiana, Gilbert Gauthé, Father Gauthé, and that book
20 was written about him. Thomas Doyle, Reverend Thomas
21 Doyle, who's written extensively on this.

22 "They're the experts that I'm referring to.

23 "A. We could get into a discussion, but I don't
24 consider all of them necessarily experts.

25 "Q. Well, you indicated yesterday that Philip Jenkins

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 was one of the people that you -- excuse me. Let me
3 finish the question, please, Cardinal.

4 "A. Excuse me. I'm sorry.

5 "Q. You indicated Philip Jenkins was one of the people
6 you put on your commission here in Philadelphia.

7 "A. Yes, I consider him an expert.

8 "Q. Okay.

9 "A. I just said -- I didn't say all. I didn't
10 consider all of them experts.

11 "Q. Well, they're the ones that I'm referring to, and
12 I'm going to ask you the question again.

13 "They agree that the bishops missed the prospect to
14 correct decades of mishandling by not accepting the
15 recommendations of the Doyle Peterson Mouton Manual
16 Report.

17 "Do you agree with this conclusion, and if not, why
18 not?

19 "A. I consider Philip Jenkins an expert. I would
20 really like to know what he said.

21 "Did he say that about this report in particular?

22 "Q. He said this about this crisis generally. He said
23 many things, and we can get to what he said, but what I'm
24 telling you is that this is what has been said by many of
25 the experts that looked at this.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "And my question to you is, again, let's put Mr.
3 Jenkins out of it. Let's talk about the other people that
4 I mentioned.

5 "Berry, the Boston Globe, and Doyle himself, do you
6 agree or disagree with their conclusion?

7 "A. I cannot recall all that is in the Doyle report,
8 and therefore, it's hard for me to say that because we did
9 not follow that report, therefore we have this crisis.
10 I'm not knowledgeable enough of his report to say that, so
11 I cannot say I agree with them.

12 "Q. Okay. If you had an opportunity to review the
13 report, would that help to refresh your recollection
14 whether or not you can answer that question?

15

16

17

"(THE WITNESS:) It's very difficult

18

question to answer. I mean, I'd have to read the
19 whole report and then make a judgment about the
20 question you asked.

21

22

"This is only one report about a method
23 of avoiding the crisis that occurred. Since then,
24 there have been many, many articles that I have
25 read that say what could have been done. I don't
know why we're fixed on this one."

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 (MR. GALLAGHER:) "Because quite
3 frankly, I'm the one that's asking the questions."

4 (THE WITNESS:) "I understand."

5 (BY MR. GALLAGHER:)

6 "Q. And what I was trying to ascertain from you is
7 whether or not you recall gleaning anything from the
8 meeting where this report was discussed or whether you
9 read this report back in 1985 when you were the Bishop of
10 Pittsburgh?

11 "A. In the meetings that took place, I can't remember
12 all the specifics. I've attended so many meetings and --
13 but we certainly were moved to act in our individual
14 diocese in accordance with what we learned at some of
15 these meetings and what we read, but I cannot say it's
16 because of the Doyle report, and I do not recall reading
17 it.

18 "Q. If I told you, based on my review, what you did in
19 Philadelphia and what the Doyle report recommended are not
20 consistent, would that refresh your recollection?"

21 (THE WITNESS:) "I would like to talk
22 to my lawyer in recess, please."

23 (MR. GALLAGHER:) "Fine. It's now ten
24 fifty-six."

25 MR. GALLAGHER: [REDACTED] and

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2

3

MS. MCCARTNEY: [REDACTED]

4

MR. GALLAGHER: [REDACTED]

5

6

(BY MR. GALLAGHER:)

7

"Q. Before we broke, there was a question posed and, Cardinal, it's agreed that we will discuss this with the Supervising Judge.

10

"Do you understand that, sir?

11

"A. Yes.

12

"Q. Okay. Cardinal, there's a publication called the National Catholic Reporter.

14

"Are you familiar with that?

15

"A. I'm familiar with the publication, yes.

16

"Q. Okay. And they did a cover story on May 17, 2002, entitled 'Sex Abuse Crisis: What They Knew in 1985.'

18

"I want to ask you -- and this article was written by Thomas C. Fox. In the article it was reported that Auxiliary Bishop "A. James Quinn of Cleveland -- are you familiar with him, Cardinal?

22

"A. Yes.

23

"Q. He suggested in a 1990 speech that church leaders hide records of abusive priests by sending them to the Vatican Embassy as the Embassy has diplomatic immunity:

25

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "Were you present at that speech?

3 "A. I don't recall it.

4 "Q. Okay. Did you ever hear anything concerning or
5 were you aware of this suggestion, of the suggestion by
6 Bishop Quinn?7 "A. I just was aware of it through newspaper reports
8 that he said that.9 "Q. Okay. Have you ever directed anyone in the
10 Archdiocese of Philadelphia to send records of abusive
11 priests to the Vatican Embassy?

12 "A. No.

13 "Q. Now, Cardinal, I'd like to discuss a series of
14 events that happened last year as a result of press
15 releases by the Archdiocese.16 "In February 2002 or February 22, 2002, the
17 spokeswoman, Catherine Rossi -- she works for you,
18 correct?

19 "A. Yes.

20 "Q. And the press releases that she generates for the
21 Archdiocese, are they all approved by you?

22 "A. No.

23 "Q. Okay. Who has that responsibility?

24 "A. Generally, I would say Monsignor Cistone.

25 "Q. There was a series of press releases in February

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 and up through April by the Archdiocese on this sexual
3 abuse crisis generated by Catherine Rossi.

4 "Were you involved in the drafting of them and the
5 approval of them?

6 "A. I don't recall all of them. I don't know what
7 they are.

8 "There may have been some that I approved of.
9 Others she may have spoken on her own authority or
10 generally with Monsignor Cistone.

11 "Q. All right. On February 22, 2002 -- let me ask you
12 about a specific one -- Catherine Rossi announced that the
13 Philadelphia Archdiocese knows of, quote, credible
14 evidence, end quote, of child abuse with thirty-five
15 diocesan priests since 1950, which also included fifty
16 children.

17 "Were you involved in the drafting and the
18 publication of that press release?

19 "A. I know of, you know, that information, but I can't
20 say that I was personally involved in that.

21 "Q. Who was involved in it?

22 "A. That would have been the -- it would have been
23 Monsignor Lynn as far as the statistics and possibly
24 approved by Monsignor Cistone.

25 "Q. But not approved by you?

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "A. I'm not saying it was. I don't recall being the
3 one to approve it.

4 "Q. So it could have been approved by you?

5 "A. Possibly.

6 "Q. Okay. I mean, this was a major announcement by
7 the Archdiocese of Philadelphia about the existence of
8 clergy abuse of minors, and you weren't involved?

9 "A. I'm not saying that.

10 "Q. What are you saying then, Cardinal?

11 "A. I'm just saying that I can't recall specifically.
12 I think there's a good possibility that I did approve of
13 that.

14 "Q. Okay. Do you know what the basis is for the
15 numbers that were given, credible evidence of thirty-five
16 priests over the past -- since 1950?

17 "A. It would have been information that was compiled
18 by Monsignor Lynn.

19 "Q. Okay. In response to the grand jury subpoena, the
20 Archdiocese has handed over sexual abuse files involving
21 approximately a hundred and twenty priests.

22 "Cardinal, do you know why there's a difference in
23 the numbers; that is, we got a hundred and twenty files,
24 and the Archdiocese indicated last February there were
25 thirty-five cases?

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "A. I . . . what you read to me from the press
3 release, I think you used the word thirty-five credible
4 allegations.

5 "Q. Correct.

6 "A. Is that true?

7 "Q. Yes.

8 "A. And it refers to our priests, Diocesan priests?

9 "When you gave that number yesterday, a hundred and
10 twenty, I told you it was the first time I heard that
11 number, and I'd have to say that it means that there are
12 differences between the thirty-five priests and the rest
13 of them, probably in large number.

14 "There may have been over the years a number of
15 those priests that included a hundred and twenty that
16 there was no credible allegation. There may have been an
17 accusation, but it could have been frivolous.

18 "It could be a variety of other reasons. It could
19 be, for example, that they were anonymous, there's no
20 follow up. So it could be a series of reasons why you
21 have a hundred and twenty instead of the thirty-five that
22 are -- in which there were credible allegations, and that
23 thirty-five, I know Monsignor Lynn has, you know, checked
24 very carefully, and that's the number they came up with.

25 "Q. Okay. And did you see what he checked when he

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 came up with that number?

3 "A. No, I trusted him. He checked all the files.

4 "That I know.

5 "Q. Okay. Do you know the names of those thirty-five
6 credible evidence cases?

7 "A. I could not remember all of them. No.

8 "Q. Okay. Would you be able to get that from
9 Monsignor Lynn and provide it to us?"

10 (THE WITNESS:) "Yes. We could provide
11 the names, which is again -- I mean, as far as we
12 know, that's the number."

13 (MR. GALLAGHER:) "Now, I'd like this
14 next document to be -- thank you. And I'll be
15 checking with your attorneys to get that.

16 "I'd like to mark this next document as
17 grand jury exhibit nine fifty-seven."

18

19 (BY MR. GALLAGHER:)

20 "Q. Cardinal, that is an Archdiocese of Philadelphia
21 Priest Data Profile on thirteen priests.

22 "Would you take a moment and just look to see if
23 you also have thirteen.

24 "We have Reverend Richard McLoughlin?"

25 "A. Right.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "Q. Reverend Thomas Wisniewski, Reverend Francis J.
3 Gallagher?"

4 "(MR. HODGSON:) Excuse me. We have
5 Joseph Gallagher.

6 "(THE WITNESS:) Maybe it's behind
7 here. You have Joseph."

8 (BY MR. GALLAGHER:)

9 "Q. Reverend Joseph P. Gallagher, Reverend, Craig F.
10 Brugger, Reverend Sylwester Wiejata, Reverend Stanley M.
11 Gana, Reverend John J. Delli Carpini, Monsignor John E.
12 Gillespie, Reverend Thomas J. Grumm, Reverend Albert T.
13 Kostelnick, and Reverend James E. Maguire, and finally
14 Reverend David W. Givey. That's thirteen; is that
15 correct?

16 "A. Yes.

17 "Q. Okay. Are you familiar with those priests?

18 "A. Except one. I'm sorry, but I -- it doesn't . . .
19 it's just that I don't recollect it that well, but they
20 are our priests.

21 "Q. Now, these data profiles indicate that twelve of
22 these priests, excluding Father Givey, who was given
23 administrative leave on -- he's the last in the group.

24 "He was given administrative leave or leave of
25 absence on November 5 of 2001, but the other twelve, they

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 were all given either administrative leave or laicized
3 between March 4, 2002, and May 20, 2002.

4 "The exhibit is put in chronological order,
5 Cardinal, from those two dates. Do you know why the
6 Archdiocese or you waited until 2002 to put those priests
7 on an administrative leave or separated?

8 "A. Why?

9 "Q. Yes.

10 "A. We -- it wasn't a question of waiting. We -- the
11 ones I see here, I think most of them were on restricted
12 ministry up until that time, and we decided at that time
13 to remove them from all ministry.

14 "If these were accused . . . I'm trying to --
15 except one, which came afterwards, and that's Father
16 Brugger. That came later.

17 "Q. But all of these you had previous allegations
18 against; is that correct?

19 "A. I have to say that some of these I did not know
20 there were previous allegations of sexual abuse of a
21 minor, that they were -- for example, I'm talking -- may
22 I. If I may give an example.

23 "Q. Certainly.

24 "A. With Father Wiejata, that was news to me when I
25 found out that abuse of a minor was involved. He was --

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 there were allegations of him having sex with female
3 adults, but I did not realize that it was with a minor, I
4 mean, until much later.

5 "And I do not -- there's another one here that --
6 Father Grumm. I do not have any memory of him having any
7 allegations. I'm not saying there weren't, but I'm not --
8 I cannot recall that, being told about that, or I don't
9 remember it.

10 "Q. You will agree that these thirteen priests are
11 thirteen of the files that we received from the
12 Archdiocese as a result of our subpoena; is that correct?

13 "A. I presume that, yes.

14 "Q. And as far as Father Wiejata is concerned, he was
15 actually laicized --

16 "A. Yes.

17 "Q. -- on March 26, 2002; is that correct?

18 "A. Yes.

19 "Q. That's what this profile indicates on Sylwester
20 Wiejata?

21 "A. I see it there. Yes.

22 "Q. Okay. But he actually was put on administrative
23 leave back in July of 1999 and remained on administrative
24 leave until March of 2002; is that correct?

25 "A. Yes.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "Q. Could we go back to the first priest that was
3 given administrative leave after your press announcement,
4 and that is Father Richard J. McLoughlin. That indicates
5 he was given administrative leave -- strike that.

6 "Are priests given administrative leaves, or are
7 they directed to take administrative leave?

8 "A. (No response.)

9 "Q. It's a matter of semantics, but how does this
10 happen?

11 "A. Generally, if it's some kind of a misconduct that
12 requires a separation from functioning in the diocese, it
13 will be given to him.

14 "Q. Okay. So this happened on March 4, 2002. Since
15 that time, Father McLoughlin's address has been listed as
16 care of the Secretary for the Clergy, 222 North 17th
17 Street.

18 "That's Monsignor Lynn's office; is that correct?

19 "A. That is correct.

20 "Q. Okay. Do you know if this priest is currently in
21 the Archdiocese of Philadelphia?

22 "A. Physically, I do not know whether he's physically
23 in the Archdiocese.

24 "Q. Is he permitted to perform ministry in the
25 Archdiocese of Philadelphia?

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "A. I'm presuming he's one of the ones accused. Like
3 I said, I don't know the details of all of them, that he
4 would not be permitted.

5 [REDACTED] s

6 [REDACTED]

7 (THE WITNESS:) "See, some of these --

8 I mean, there are so many here, I can't recall all
9 the details of that, so I don't recall whether or
10 not -- what his status is right now. But if he was
11 found guilty of sexual abuse of a minor, then he
12 would not have any functions whatsoever."

13 (BY MR. GALLAGHER:)

14 "Q. Okay. Well, would you please look at his previous
15 assignments on that, and if you examine down the list of
16 previous assignments, it indicates that from June of 1990
17 until April of 1994, he was the parochial vicar of Saint

18 Bede the Venerable in Holland; is that correct?

19 "A. That's what it says there.

20 "Q. Do you recall that that's where you assigned him?

21 "A. No. Except what it says here, I do not recall
22 personally.

23 "Q. And in June of 19 -- strike that.

24 "In April of 1994, he was granted administrative
25 leave for the period through January of 2001; is that

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 correct?

3 "A. That's what it says here.

4 "Q. Okay. And it also indicates that from April of
5 1994 until May of 1995, he resided at Presentation B.V.M.
6 in Wynnewood, is that correct?

7 "A. That's what it states here.

8 "Q. And then the next time period, June 1994 through
9 January of 2001, he resided -- it also says Philadelphia,
10 PA.

11 "It doesn't give any particulars; is that correct?

12 "A. That's what it states.

13 "Q. Okay. And then in January of 2001 he was
14 appointed the chaplain at Camilla Hall and served that
15 position until March of 2002 when he was again granted or
16 ordered on administrative leave; is that correct?

17 "A. That's what it states here, yes.

18 "Q. Do you know, Cardinal, whether or not Father
19 McLoughlin, had the opportunity to have contact with
20 children at Resurrection B.V.M. and as the chaplain of
21 Camilla Hall?

22 "A. Ordinarily, there wouldn't be children there, so
23 I -- but I can't -- I don't know.

24 "Q. Well, when you say there, that's a compound
25 question. Let me ask you one at a time.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "How about at Presentation B.V.M., Wynnewood? He
3 was there for a year and a month. April '94 to May of
4 '95.

5 "That's a large parish out in Wynnewood, isn't it?

6 "A. Yes.

7 "Q. Okay. And it has a parish school?

8 "A. I -- I don't know. I mean, I don't know all the
9 details of every parish.

10 "Q. Okay. Well, if I were to tell you that the
11 Catholic Directory indicates that it does have a Catholic
12 school, you would agree that that's correct?

13 "A. Yes, but your answer to your question, if he was
14 there under supervision, I don't remember the details of
15 all of these. May I say then he would not be allowed to
16 go near the schoolchildren.

17 "Camilla Hall is an infirmary for aged and sick
18 sisters of the Immaculate Heart, so ordinarily there
19 wouldn't be children there.

20 "Q. But those sisters have families, don't they,
21 Cardinal?

22 "A. Sure.

23 "Q. And those families and brothers and sisters, where
24 their own children visit Camilla Hall and the nuns; is
25 that correct?

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "A. I would presume so, but they would be just -- I
3 mean, these are aged sisters, most of them. If they
4 brought children there, grandchildren, you know, brothers
5 and sisters or whatever of the sisters, they'd only be
6 there for a short period of time, ordinarily for visit,
7 and it would seem to me they would be there with their
8 parents.

9 "Q. But would they have interaction with the priests
10 that are there?

11 "A. They might.

12 "Q. Could we turn to the next priest.

13 "A. May I add one thing. That's not his function.
14 His function as a chaplain at Camilla Hall would be to say
15 Mass for the sisters and conduct any liturgical
16 celebrations. It's not -- like, that would be his major
17 function.

18 "Q. Well, let me ask you a hypothetical, Cardinal.

19 "Camilla Hall has every year a function, fund
20 raising function, for the elderly nuns and for the
21 families of those nuns to attend where many children
22 attend.

23 "Do you know for a fact whether or not Father
24 McLoughlin attended those also?

25 "A. I do not know that.

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

2 "Q. It's possible that he would have the opportunity
3 to have contact with children at Camilla Hall; yes or no,
4 Cardinal?

5 "A. What do you mean by contact, may I ask, so I know
6 the definition?

7 "Q. By contact, meet the children, say hello to the
8 children, be involved with the children while they're
9 attending this affair or while they're visiting their
10 loved one.

11 "A. Well, to have contact in that sense of term,
12 greeting them or anything, that's possible.

13 "Q. Could you turn to the next priest, Father Thomas
14 Wisniewski.

15 "With Father Wisniewski, the profile indicates that
16 he was given administrative leave on March 15, 2002; is
17 that correct?

18 "A. Yes.

19 "Q. And if we could go down to the previous
20 assignments, it indicates that he was the parochial vicar
21 at Saint Pius X in Broomall from June of 1991 through July
22 of 1992; is that correct, Cardinal?

23 "A. Yes.

24 "Q. And in July of 1992 until September of 1993, he
25 was on health leave, and he resided for that time period

1 TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA
2 at Saint John Vianney Hospital?

3 "A. Yes.

4 "Q. Is that correct?

5 "A. Yes.

6 "Q. And then from September of '93 through June of
7 '95, he was the staff, Office of the Metropolitan
8 Tribunal; is that correct?

9 "A. Yes.

10 "Q. What is the staff of the Office of the
11 Metropolitan Tribunal?"

12 MS. McCARTNEY: [REDACTED]

13 [REDACTED]

14 MR. GALLAGHER: [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 (Hearing concluded.)

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PAGE

TESTIMONY OF ANTHONY JOSEPH CARDINAL BEVILACQUA

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EXHIBITS

IDENTIFICATION

GJ-954, (Previously marked exhibit.)

4

GJ-42, (Previously marked exhibit.)

10

GJ-955, (Previously marked exhibit.)

10

GJ-956, (Previously marked exhibit.)

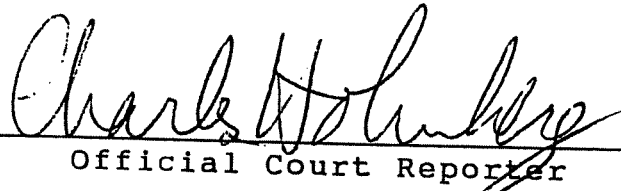
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GJ-957, (Previously marked exhibit.)

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I hereby certify that the proceedings and evidence are contained fully and accurately in the notes taken by me on the trial of the above cause, and that this copy is a correct transcript of the same.


Official Court Reporter

The foregoing record of the proceedings upon ~~the trial of the above cause is hereby approved~~ and directed to be filed

Judge